



AGENDA
CITY OF ORMOND BEACH, FLORIDA
CITY COMMISSION MEETING
June 19, 2012
7:00 PM

Mayor Ed Kelley

Zone 1 - Commissioner James Stowers

Zone 3 - Commissioner Rick Boehm

Zone 2 - Commissioner Troy Kent

Zone 4 - Commissioner Bill Partington

COMMISSION CHAMBERS

22 South Beach Street, Ormond Beach, FL 32174

Phone: 386-677-0311

Web: www.ormondbeach.org

1. CALL TO ORDER

2. INVOCATION

A. Pastor Willie Branch - New Bethel AME Church

3. PLEDGE OF ALLEGIANCE

4. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA

5. APPROVAL OF MINUTES

A. Minutes from City Commission meeting - June 5, 2012 **APPROVED**

6. COMMUNITY REDEVELOPMENT AGENCY

A. **RESOLUTION NO. 2012-86** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING A WAIVER OF THE SHARED PARKING AND INDEMNIFICATION REQUIREMENTS RELATED THERETO; AUTHORIZING THE EXECUTION OF A BUILDING IMPROVEMENT GRANT AGREEMENT BETWEEN THE AGENCY AND HIGHLANDER CORP.; AND SETTING FORTH AN EFFECTIVE DATE. **(See Item# 7A)**

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED

- B. **RESOLUTION NO. 2012-87** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING A WAIVER OF THE SHARED PARKING AND INDEMNIFICATION REQUIREMENTS RELATED THERETO; AUTHORIZING THE EXECUTION OF A BUILDING IMPROVEMENT GRANT AGREEMENT BETWEEN THE AGENCY AND SKULL, INC., A FLORIDA CORPORATION; AND SETTING FORTH AN EFFECTIVE DATE. **(See Item# 7B)**

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED

- C. **RESOLUTION NO. 2012-88** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING A WAIVER OF THE SHARED PARKING AND INDEMNIFICATION REQUIREMENTS RELATED THERETO; AUTHORIZING THE EXECUTION OF A BUILDING IMPROVEMENT GRANT AGREEMENT BETWEEN THE AGENCY AND HIGHLANDER CORP.; AND SETTING FORTH AN EFFECTIVE DATE. **(See Item# 7C)**

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED

7. **CONSENT AGENDA**

The action proposed is stated for each item on the Consent Agenda. Unless a City Commissioner removes an item from the Consent Agenda, no discussion on individual items will occur and a single motion will approve all items.

- A. **Resolution No. 2012-86** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING A WAIVER OF THE SHARED PARKING AND INDEMNIFICATION REQUIREMENTS RELATED THERETO; AUTHORIZING THE EXECUTION OF A BUILDING IMPROVEMENT GRANT AGREEMENT BETWEEN THE AGENCY AND HIGHLANDER CORP.; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

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Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED

- C. **Resolution No. 2012-88** : A RESOLUTION OF THE CITY COMMISSION, ALSO ACTING AS THE COMMUNITY REDEVELOPMENT AGENCY, OF THE CITY OF ORMOND BEACH, FLORIDA, AUTHORIZING A WAIVER OF THE SHARED PARKING AND INDEMNIFICATION REQUIREMENTS RELATED THERETO; AUTHORIZING THE EXECUTION OF A BUILDING IMPROVEMENT GRANT AGREEMENT BETWEEN THE AGENCY AND HIGHLANDER CORP.; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED

- D. **Resolution No. 2012-90** : A RESOLUTION AUTHORIZING THE EXECUTION OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT NUMBER 2 BETWEEN THE CITY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION REGARDING UPGRADES TO THE SECURITY LIGHTING SYSTEM AT THE ORMOND BEACH MUNICIPAL AIRPORT; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Joe Mannarino, Economic Development Director

(386-676-3266) **APPROVED**

- E. **Resolution No. 2012-91** : A RESOLUTION PURSUANT TO SECTION 14-98, LIENS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES AUTHORIZING THE IMPOSITION OF A LIEN AGAINST THE REAL PROPERTY OWNED BY DARIA WILSON AND JANOS MAIER, LOCATED AT 470 S. RIDGEWOOD AVENUE, ORMOND BEACH, VOLUSIA COUNTY, (PARCEL ID NO. 4242-03-01-0100), FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Joanne Naumann, Neighborhood Improvement

Manager (386-615-7069) **APPROVED**

- F. **Resolution No. 2012-92** : A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF THREE SPECIAL MASTER ADMINISTRATIVE FINE/LIENS FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 35 LOYOLA DRIVE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA (PARCEL ID NO. 4223-14-05-0200); AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Joanne Naumann, Neighborhood Improvement Manager (386-615-7069)* **APPROVED**

- G. **Resolution No. 2012-93** : A RESOLUTION PURSUANT TO SECTION 14-98, LIENS, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES AUTHORIZING THE IMPOSITION OF A LIEN AGAINST THE REAL PROPERTY OWNED BY ZUHEIR BAWLI AND NERREN ABDUL-AHAD, LOCATED AT 43 PERUVIAN LANE, ORMOND BEACH, VOLUSIA COUNTY, (PARCEL ID NO. 4125-11-00-0600), FOR COSTS INCURRED BY THE CITY TO TERMINATE OR ABATE A SITE MAINTENANCE VIOLATION; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Joanne Naumann, Neighborhood Improvement Manager (386-615-7069)* **APPROVED**

8. PUBLIC HEARINGS

- A. **Ordinance No. 2012-22** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED ALONG THE EAST SIDE OF NORTH U.S. HIGHWAY 1 APPROXIMATELY 3,062 LINEAR FEET SOUTH OF THE U.S. HIGHWAY 1 AND INTERSTATE 95 RAMP BEING COMMONLY KNOWN AS "GARDENS AT ADDISON" LOCATED AT 1-103 BELLA VITA WAY, INCLUDING DESTINY DRIVE RIGHT-OF-WAY; SETTING FORTH ZONING PRIVILEGES AND OBLIGATIONS REGARDING THE PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 OF THE CITY OF ORMOND BEACH TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: *Ric Goss, Planning Director (386-676-3238)*
APPROVED

9. SECOND READING OF ORDINANCES

- A. **Ordinance No. 2012-23** : AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF ARTICLE IV, CONDITIONAL AND SPECIAL EXCEPTION REGULATIONS, SECTION 2-57, CRITERIA FOR REVIEW OF SPECIFIC CONDITIONAL AND SPECIAL EXCEPTION, SUBPARAGRAPH T, TELECOMMUNICATIONS TOWERS AND ANTENNAE; BY DELETING SETBACKS FROM RESIDENTIAL ZONING DISTRICTS AND ADDING BALLOON, SIMULATED PHOTOGRAPHIC IMAGING, AND PROPAGATION STUDY REQUIREMENTS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)
APPROVED

10. FIRST READING OF ORDINANCES

- A. **Ordinance No. 2012-24** : AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, OF ARTICLE III, GENERAL REGULATIONS, SECTION 2-50, ACCESSORY USES, BY AMENDING THE REQUIREMENTS FOR HOME OCCUPATIONS; AND BY AMENDING THE REQUIREMENTS FOR SHEDS, UTILITY STRUCTURES, PLAYHOUSES AND GAZEBOS; BY REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)
APPROVED AS AMENDED

11. RESOLUTIONS

- A. **Resolution No. 2012-89** : A RESOLUTION ACCEPTING THE BID OF AUSTIN OUTDOOR, LLC, REGARDING GROUNDS MAINTENANCE SERVICES, UNDER BID NO. 2012-10; REJECTING ALL OTHER BIDS; AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY AND AUSTIN OUTDOOR, LLC, AND PAYMENT THEREUNDER; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Robert Carolin, Leisure Services Director
(386-676-3279) **APPROVED**

12. STAFF ACTION ITEMS

- A. FLOC CONFERENCE VOTING DELEGATE

Staff Contact: Joshua Fruecht, City Clerk (386-676-3340)
APPROVED

13. DISCUSSION ITEMS

A. City Manager Annual Evaluation

Staff Contact: *Joyce Shanahan, City Manager (386-676-3200)*

14. REPORTS, SUGGESTIONS, REQUESTS

15. ADJOURNMENT

Website Address - www.ormondbeach.org

NOTICE - Pursuant to Section 286.0105 of the Florida Statutes, if any person decides to appeal any decision made by the City Commission with respect to any matter considered at this public meeting, such person will need a record of the proceedings and for such purpose, such person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.



For special accommodations, please notify the City Clerk's Office at least 72 hours in advance.
Phone: 386-677-0311



Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained from the City Clerk's Office.

In accordance with the Americans with Disabilities Act (ADA), persons with a disability, such as a vision, hearing or speech impairment, or persons needing other types of assistance, and who wish to attend City Commission meetings or any other board or committee meeting may contact the City Clerk's Office in writing, or may call 386-677-0311 for information regarding available aids and services.